

UNITED STATES BANKRUPTCY COURT

FOR THE

**EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

In the Matter of:

SHAHRZAD BASTAMI

Debtor

Chapter 13

Case No. 08-13496-RGM

**MOTION TO DISMISS,
NOTICE OF MOTION TO DISMISS
AND
NOTICE OF SCHEDULED HEARING ON THIS MOTION**

Thomas P. Gorman, Chapter 13 Trustee, has filed this motion to dismiss your Chapter 13 case. The cause for this motion is as follows:

Violation of 11 U.S.C. §1307(c)(6) - Material default by Debtor as is reflected in the attached Trustee's Report of Receipts and Disbursements.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not wish the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before five business days prior to the scheduled hearing. You must mail a copy to the persons listed below.

Notice and Motion to Dismiss

Shahrzad Bastami, Case #08-13496-RGM

Attend the hearing to be held on November 10, 2010 at 9:30 a.m., in Courtroom #3 on the 3rd floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, VA 22314. If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman
300 North Washington Street, Ste.400
Alexandria, VA 22314

Clerk of the Court
United States Bankruptcy Court
200 South Washington Street
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: _October 7, 2010_____

___/s/ Thomas P. Gorman_____
Thomas P. Gorman
Chapter 13 Trustee
300 N. Washington Street, #400
Alexandria, VA 22314
(703) 836-2226
VSB 26421

CERTIFICATE OF SERVICE

I hereby certify that I have this 7th day of October, 2010, mailed a true copy of the foregoing Motion to Dismiss, Notice of Motion and Notice of Hearing to the following parties.

Shahrzad Bastami
Chapter 13 Debtor
4801 Christie Jane Lane
Fairfax, VA 22030

Darden Hutson, Esq.
Attorney for Debtor
4807 Hermitage Rd. Ste. 205
Richmond, VA 23227

___/s/ Thomas P. Gorman_____
Thomas P. Gorman

Thomas P. Gorman, Standing Chapter 13 Trustee
INTERIM STATEMENT AS OF 10/07/2010

CASE NO: 08-13496-RGM

STATUS: BASE PLAN

DEBTOR: XXX-XX-7068

BASTAMI, SHAHRZAD

AKA:

DATE FILED: 06/18/2008 4801 CHRISTIE JANE LANE

CONFIRMED: 10/23/2008 FAIRFAX, VA 22030

LATEST 341: 08/19/2008

PERCENTAGE: .000

PLAN: 60 MONTHS

1st PAYMENT DUE: 07/2008

ON SCHEDULE: 20,700.00

ACTUAL PAYMENTS: 16,705.88

AMOUNT BEHIND: 3,994.12

ATTORNEY: DARDEN HUTSON, ESQ.

4807 HERMITAGE RD. STE. 205

RICHMOND, VA 23227

Phone: 804 266-4895 Fax: 804 266-4482

Needed to Complete Base:

BASE: 47,100.00

30,394.12

SCHEDULE: 800.00 MONTHLY

TOTAL PAID: 16,705.88

LAST 12 TRANSACTIONS

Date	Source	Amount
09/15/10	PC	800.00
07/19/10	PC	800.00
05/25/10	PC	800.00
03/30/10	PC	800.00
02/17/10	PC	800.00
12/10/09	PC	800.00
11/19/09	PC	800.00
10/15/09	PC	800.00
09/17/09	PC	800.00
08/13/09	PC	800.00
07/16/09	PC	800.00
06/11/09	PC	800.00
05/14/09	PC	800.00
04/08/09	PC	800.00

PLAN AND FILED CLAIMS

CLAIM NO	CRED NO	CREDITOR NAME CLAIM REMARK	DISB CODE LAST DISB	CLASS PAY%	INT. BEGIN INT. RATE	FIX PAY ARREARS	ORG. CLAIM SCHED AMT	APPROVED TO BE PAID	PRIN. PAID INT. PAID	PRIN. DUE INT. DUE
001	319110	VANTRIA FEDERAL CREDIT UNION	FIX 09/2010	SEC 100.00	06/18/2008 8.1500	720.00 3,136.71	32,500.00 32,500.00	32,500.00 32,500.00	8,103.75 5,754.54	24,396.25 165.69
001	319110	VANTRIA FEDERAL CREDIT UNION Split Claim	PRO	UNS 0.00		0.00 0.00	8,268.97 8,100.00	8,268.97 0.00	0.00 0.00	0.00 0.00
002	318944	AIRNEX COM	PRO	UNS 0.00		0.00 0.00	281.00	0.00 0.00	0.00 0.00	Not Filed
003	298865	ALLIED CREDIT	PRO	UNS 0.00		0.00 0.00	56.00	0.00 0.00	0.00 0.00	Not Filed
004	314113	ROUNDUP FUNDING, LLC BARCLAYS BANK	PRO	UNS 0.00		0.00 0.00	1,296.80 1,195.00	1,296.80 0.00	0.00 0.00	0.00 0.00
005	318258	BRANCH BANKING & TRUST COMPANY	PRO	UNS 0.00		0.00 0.00	771.21 741.00	771.21 0.00	0.00 0.00	0.00 0.00
006	316873	ECAST SETTLEMENT CORPORATION	PRO	UNS 0.00		0.00 0.00	1,631.78 1,631.00	1,631.78 0.00	0.00 0.00	0.00 0.00
007	316873	ECAST SETTLEMENT CORPORATION	PRO	UNS 0.00		0.00 0.00	903.17 864.00	903.17 0.00	0.00 0.00	0.00 0.00
008	303802	CAREFIRST BLUECROSS	PRO	UNS 0.00		0.00 0.00	5,800.00	0.00 0.00	0.00 0.00	Not Filed
009	314113	ROUNDUP FUNDING, LLC CHASE BANK	PRO	UNS 0.00		0.00 0.00	109.83 79.00	109.83 0.00	0.00 0.00	0.00 0.00
010	318945	COGENT FINANCIAL GROUP	PRO	UNS 0.00		0.00 0.00	9,065.00	0.00 0.00	0.00 0.00	Not Filed
011	312788	FDS BANK/ BLOOMINGDALES	PRO	UNS 0.00		0.00 0.00	799.96 652.00	799.96 0.00	0.00 0.00	0.00 0.00
012	321074	PRA RECEIVABLES MANAGEMENT, LLC 1ST NATIONAL BK OF MARIN/LVNV	PRO	UNS 0.00		0.00 0.00	2,091.16 2,229.00	2,091.16 0.00	0.00 0.00	0.00 0.00
013	313487	ECAST SETTLEMENT CORPORATION WALMART	PRO	UNS 0.00		0.00 0.00	587.17 587.00	587.17 0.00	0.00 0.00	0.00 0.00
014	316595	ECAST SETTLEMENT CORPORATION	PRO	UNS 0.00		0.00 0.00	346.86 346.00	346.86 0.00	0.00 0.00	0.00 0.00
015	ECAST	ECAST SETTLEMENT CORP. GE MONEY	PRO	UNS 0.00		0.00 0.00	2,492.82 2,492.00	2,492.82 0.00	0.00 0.00	0.00 0.00
016	318948	GEORGE PPASTERGIOU DDS	PRO	UNS 0.00		0.00 0.00	4,263.42 3,698.00	4,263.42 0.00	0.00 0.00	0.00 0.00
017	ECAST	ECAST SETTLEMENT CORP.	PRO	UNS 0.00		0.00 0.00	1,037.02 952.00	1,037.02 0.00	0.00 0.00	0.00 0.00
018	318949	HSBC BANK	PRO	UNS 0.00		0.00 0.00	8,188.00	0.00 0.00	0.00 0.00	Not Filed
019	ECAST	ECAST SETTLEMENT CORP.	PRO	UNS 0.00		0.00 0.00	1,325.60 1,293.00	1,325.60 0.00	0.00 0.00	0.00 0.00
020	317193	ECAST SETTLEMENT CORPORATION BEST BUY	PRO	UNS 0.00		0.00 0.00	560.84 561.00	560.84 0.00	0.00 0.00	0.00 0.00
021	317193	ECAST SETTLEMENT CORPORATION NEIMAN MARCUS	PRO	UNS 0.00		0.00 0.00	1,089.36 1,089.00	1,089.36 0.00	0.00 0.00	0.00 0.00
022	312588	ECAST SETTLEMENT CORPORATION	PRO	UNS 0.00		0.00 0.00	913.14 913.00	913.14 0.00	0.00 0.00	0.00 0.00

** Creditor has not filed a Proof of Claim. Accumulated funds will be released to other creditors if no claim is filed with the U.S. Bankruptcy Court by the date of the scheduled Chapter 13 Review Meeting.

Claims with an A code in the DISB/CODE column are placed on hold and need to be resolved. NO disbursements are being made to the creditor.

This is a progress report only and should not be used to calculate a payoff.

ToolBar 9.5

Thomas P. Gorman, Standing Chapter 13 Trustee
INTERIM STATEMENT AS OF 10/07/2010

CASE NO: 08-13496-RGM

STATUS: BASE PLAN

DEBTOR: XXX-XX-7068

BASTAMI, SHAHRZAD

SCHEDULE: 800.00 MONTHLY

PLAN AND FILED CLAIMS

CLAIM NO	CRED NO	CREDITOR NAME CLAIM REMARK	DISB CODE LAST DISB	CLASS PAY%	INT. BEGIN INT. RATE	FIX PAY ARREARS	ORG. CLAIM SCHED AMT	APPROVED TO BE PAID	PRIN. PAID INT. PAID	PRIN. DUE INT. DUE
023	317731	JC PENNEY	PRO	UNS 0.00		0.00 0.00	913.00	0.00 0.00	0.00 0.00	Not Filed
024	276551	LOWES	PRO	UNS 0.00		0.00 0.00	379.00	0.00 0.00	0.00 0.00	Not Filed
025	312627	ECAST SETTLEMENT CORPORATION	PRO	UNS 0.00		0.00 0.00	379.24 379.00	379.24 0.00	0.00 0.00	0.00 0.00
026	317150	MERRICK BANK	PRO	UNS 0.00		0.00 0.00	1,781.65 1,781.00	1,781.65 0.00	0.00 0.00	0.00 0.00
027	266341	NASA FEDERAL CREDIT UNION	PRO	UNS 0.00		0.00 0.00	3,593.60 3,358.00	3,593.60 0.00	0.00 0.00	0.00 0.00
028	311760	NORDSTROM FSB	PRO	UNS 0.00		0.00 0.00	1,216.16 848.00	1,216.16 0.00	0.00 0.00	0.00 0.00
029	315052	ECMC	PRO	UNS 0.00		0.00 0.00	2,171.21 2,148.00	2,171.21 0.00	0.00 0.00	0.00 0.00
030	316856	SST/ COLUMBUS BANK & TRUST	PRO	UNS 0.00		0.00 0.00	2,880.00	0.00 0.00	0.00 0.00	Not Filed
031	316856	SST/ COLUMBUS BANK & TRUST	PRO	UNS 0.00		0.00 0.00	977.00	0.00 0.00	0.00 0.00	Not Filed
032	318258	BRANCH BANKING & TRUST COMPANY UNLISTED	PRO-A	UNS 0.00		0.00 0.00	34.90 0.00	34.90 0.00	0.00 0.00	0.00 0.00
033	318102	ECAST SETTLMENT CORPORATION UNLISTED/ HSBC	PRO-A	UNS 0.00		0.00 0.00	787.50 0.00	787.50 0.00	0.00 0.00	0.00 0.00
034	283743	NASA FEDERAL CREDIT UNION UNLISTED	PRO-A	UNS 0.00		0.00 0.00	32,451.83 0.00	32,451.83 0.00	0.00 0.00	0.00 0.00
035	VATAX	VIRGINIA DEPT. OF TAXATION UNLISTED AND LATE- tr to obj	PRO-A	PRI 100.00		0.00 0.00	3,249.51 0.00	3,249.51 3,249.51	0.00 0.00	3,249.51 0.00
035	VATAX	VIRGINIA DEPT. OF TAXATION Split Claim UNLISTED AND LATE - obj	PRO-A	UNS 0.00		0.00 0.00	9,120.15 0.00	9,120.15 0.00	0.00 0.00	0.00 0.00
799	HUTSON	DARDEN HUTSON, ESQ. Pay 1st per B-11 - OK with GMO	PRO 12/2008	ATY 100.00		0.00 0.00	1,500.00 1,500.00	1,500.00 1,500.00	1,500.00 0.00	0.00 0.00
Trustee Administrative Fees								1,337.59	1,337.59	
TOTALS:						720.00 3,136.71	117,274.86 98,475.00	118,612.45 38,587.10	10,941.34 5,754.54	27,645.76 165.69

	ADMIN	ATTORNEY	PRIORITY	SECURED	UNSECURED	OTHER		
SCHED AMOUNT:	0.00	1,500.00	0.00	32,500.00	64,475.00	0.00		
CLAIM AMOUNT:	0.00	1,500.00	3,249.51	32,500.00	0.00	0.00		
PAID BY TRUSTEE:	0.00	1,500.00	0.00	8,103.75	0.00	0.00		
PAID BY 3rd PARTY:	0.00	0.00	0.00	0.00	0.00	0.00		

SUB TOTAL:	0.00	0.00	3,249.51	24,396.25	0.00	0.00	DUE CREDITORS:	27,811.45
INTEREST DUE:	0.00	0.00	0.00	165.69	0.00	0.00	EXPECTED ADMIN:	1,743.76
CONTINUING:	0.00	0.00	0.00	0.00	0.00	0.00	LESS AVAILABLE:	10.00

BALANCE DUE:	0.00	0.00	3,249.51	24,561.94	0.00	0.00	APPROX BALANCE:	29,545.21

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